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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91203192
Party	Plaintiff Beats Electronics, LLC
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Submission	Stipulated/Consent Motion to Extend
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Date	07/30/2015
Attachments	Consented Motion to Extend Deadlines (2nd).pdf(10644 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

BEATS ELECTRONICS, LLC)	
)	
Opposer,)	
)	
v.)	Opposition No. 91203192
)	
MERKURY INNOVATIONS, LLC)	
)	
Applicant.)	

**SECOND CONSENTED MOTION TO EXTEND DEADLINES
RELATED TO MOTIONS TO COMPEL**

Pursuant to Rule 510.03(a) of the Trademark Trial and Appeal Board Manual of Practice (“TBMP”) and 37 C.F.R. § 2.117(c), Opposer, Beats Electronics, LLC (“Beats”), with the consent of Applicant, Merkury Innovations, LLC (“Merkury”), hereby moves the Board for an Order extending the deadlines related to motions to compel recently filed by the parties by thirty (30) days. In support of this Motion, Beats states:

1. Discovery in these proceedings closed on Thursday, June 18, 2015. The parties spent considerable time and effort towards the completion of fact discovery. Specifically, the parties have exchanged initial disclosures and multiple written discovery requests and responses, produced documents, exchanged expert disclosures, and deposed fact and expert witnesses.

2. Beats and Merkury each filed a motion to compel on June 17, 2015 and June 18, 2015, respectively. Matters in this case not germane to the motions were suspended pursuant to TBMP § 523.01 and 37 C.F.R. § 2.120(e)(2).

3. The parties recently resumed settlement discussions, and on June 29, 2015, the parties requested a thirty (30) day extension of the time in which to respond to the motions to

compel so that the parties would have adequate time to discuss settlement. The Board granted that motion. Merkury's response to Beats' motion to compel is due on August 6, 2015, and Beats' response to Merkury's motion to compel is due on August 7, 2015.

4. Since June 29, 2015, the parties have continued to discuss settlement, and have exchanged settlement offers. In order to provide the parties adequate time to continue their settlement discussions, and if necessary, further negotiate an agreement, the parties hereby jointly move for an additional thirty (30) day extension of the time in which to respond to the motions to compel, so that both parties' responses are due on September 8, 2015.

5. All other matters in this case not germane to the motions shall remain suspended pursuant to TBMP § 523.01 and 37 C.F.R. § 2.120(e)(2).

Respectfully submitted,

Date: July 30, 2015

/Dale Cendali/
One of the Attorneys for Opposer,
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CERTIFICATE OF SERVICE

I, Bonnie L. Jarrett, an attorney, state that I served a copy of the Second Consented Motion to Extend Deadlines Related to Motions to Compel on:

Marc Jason
Amster, Rothstein & Ebenstein LLP
90 Park Avenue
New York, NY 10016

via Federal Express on this 30th day of July, 2015.

/Bonnie L. Jarrett/_____
Bonnie L. Jarrett